

1 _____ BILL NO. _____

2 INTRODUCED BY _____
3 (Primary Sponsor)

4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING PRIVATE CORRECTIONAL FACILITIES TO CONFINE
5 OUT-OF-STATE INMATES; AND AMENDING SECTION 53-30-603, MCA."

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7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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9 **Section 1.** Section 53-30-603, MCA, is amended to read:

10 **"53-30-603. Private correctional facilities -- confinable persons.** (1) An individual, corporation,
11 partnership, association, or other private organization or entity may not construct a private correctional facility
12 in this state unless authorized by the department.

13 (2) An individual, corporation, partnership, association, or other private organization or entity may not
14 operate a private correctional facility in this state unless licensed by the department. A license is nontransferable.

15 (3) A person charged or convicted in another state or charged or convicted in federal court in another
16 state may ~~not~~ be confined in a private correctional facility in this state pursuant to approval by the department
17 of a written agreement between the originating jurisdiction and the private correctional facility. The department's
18 approval may not be unreasonably withheld."

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